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CERTIFICATE OF MAILING (37 C.F.R. §1.8)

I hereby certify that this paper, together with all enclosures identified herein, are being deposited with the United States Postal Service as first class mail, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on or before May 28, 2010.

5. 27. 10

Date

William L. King III

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Tonar et al.

Examiner

Alicia Toscano

Serial No.

10/085,434

Group Art Unit

1796

Confirmation No.

4510

Filed

February 28, 2002

Attorney Docket No.

GEN-001323 C3 (AUTO 199 608 C3)

Title

ELECTROCHROMIC LAYER AND DEVICES

COMPRISING SAME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT AND COMMUNICATION

Dear Sir:

This is in response to the Office Action mailed January 28, 2010, directed to the above-identified application. Please amend the application as indicated below, and please consider the following remarks toward reconsideration of the application and passage to allowance thereof.